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MEMORANDUM

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TO: Docket Control
Arizona Corporation CommissionAZ CORP COMMISSION
DOCUMENT CONTROLFROM: Ernest G. Johnson
Director
Utilities Division

DATE March 12, 2002

RE: JOHNSON UTILITIES COMPANY, DOCKET NOS. W-02234A-00-0371 AND WS-02987A-00-0618

On February 22, 2002, a Procedural Order was issued by the Administrative Law Judge that directed Johnson Utilities Company (Johnson) to provide to Staff a written statement from the Arizona Department of Environmental Quality that all violations cited in the October 16, 2001 Notice of Violation have been cured.

The Procedural Order directed Staff to file, by March 15, 2002 its response to the documentation filed by Johnson on whether the violations cited by the Arizona Department of Environmental Quality in its Notice of Violation have been cured.

On February 11, 2002, Staff wrote a letter to Mr. DePaul at the Arizona Department of Environmental Quality requesting clarification whether the violations in the NOV have been cured.

On March 7, 2002, Mr. DePaul responded to Staff's request indicating that "...all violations cited in the October 16, 2001, NOV have been "cured" on or before January 14, 2002". Considering the extension of time for compliance granted by the Commission, Staff believes Johnson to be in compliance with Decision No. 63960, amended in Decision No. 64062, related to Findings of Fact No. 154 at this time.

Originator: Patrick C. Williams

Arizona Corporation Commission
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